IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

WP(C).No. 34060 of 2007(D)

PETITIONER:

---

1. C.D.SANTHOSH, HOTEL CEE DEE REGENCY,
   ANNICODE, CHITTOOR VILLAGE, CHITTOOR TALUK.

2. C.D.JOSHY, HOTEL CEE DEE REGENCY,
   ANNICODE, CHITTOOR VILLAGE, CHITTOOR TALUK.

3. C.D.PRAVIKUMAR,
   HOTEL CEE DEE REGENCY, ANNICODE,
   CHITOOR VILLAGE, CHITTOOR TALUK.

BY ADV. SMT.P.DEEPTHI

RESPONDENTS:

---

1. THE DISTRICT COLLECTOR,
   PALAKKAD.

2. THE REVENUE DIVISIONAL OFFICER,
   PALAKKAD.

3. THE TAHSILDAR,
   CHITTOOR TALUK, CHITTOOR VILLAGE.

4. THE VILLAGE OFFICER,
   CHITTOOR TALUK, CHITTOOR VILLAGE.

BY GOVERNMENT PLEADER SRI. GOVINDAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J

W.P.(C).34060/2007

Dated this the 19th day of November, 2007

JUDGMENT

The petitioners are the partners of a Hotel and as per Ext.P1 assessment order, building tax due was assessed on them under the provisions of the Kerala Building Tax Act, 1975. Now the petitioners are only seeking for an instalment facility to pay the amounts that are due in terms of Ext.P4 demand notice issued under the Revenue Recovery Act.

2. Having heard the learned counsel for the petitioners and the learned Government Pleader, I dispose of this writ petition with a direction that the petitioners shall pay the amounts that are due from them in terms of Ext.P4 in six equal monthly instalments commencing from 1st December, 2007 and the subsequent instalments will be payable on the 1st of every succeeding month. Subject to payment as above, coercive action shall not be initiated and in case the petitioners commit default in remitting any one of the instalments, respondents will be free to proceed against the petitioners in pursuance to Ext.P4.

ANTONY DOMINIC
Judge

mrcs